

AF/GP- 2754 \$

# Crowe & Dunlevy

A PROFESSIONAL CORPORATION  
ATTORNEYS AND COUNSELORS AT LAW  
1800 MID-AMERICA TOWER  
20 NORTH BROADWAY  
OKLAHOMA CITY, OKLAHOMA 73102-8273  
(405) 235-7700  
FAX (405) 239-6651  
www.crowedunlevy.com

**TULSA**  
500 KENNEDY BUILDING  
321 SOUTH BOSTON AVENUE  
TULSA, OKLAHOMA 74103-3313  
(918) 592-9800  
FAX (918) 592-9801

**NORMAN**  
THE HIPOINT OFFICE BUILDING  
2500 SOUTH MCGEE, SUITE 140  
NORMAN, OKLAHOMA 73072-6705  
(405) 321-7317  
FAX (405) 360-4002



July 12, 1999

RECEIVED

JUL 16 1999

Group 2700

Box AF  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Re: In re Application of: Stephen R. Genheimer, Kenneth L. Pottebaum, Jon P.  
Baker and John D. Stricklin  
Application No.: 09/114,956  
Filed: July 13, 1998  
For: ACTUATOR ASSEMBLY MOUNTED DISC SNUBBER  
Group No.: 2754  
Examiner: W. Klimowicz  
Transmittal Letter for Notice of Appeal After Final Rejection

Sir:

Enclosed for filing in the above identified application are the following:

1. NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (37 CFR § 1.191). (duplicate)
2. A return postcard

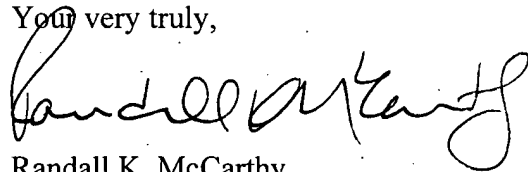
A check in the amount of \$300.00 is provided herewith, to cover the cost of the Notice of Appeal. If additional fees are required, please charge Account No. 13-0110. If a refund is due, please credit Account No. 13-0110.

Box AF  
Assistant Commissioner for Patents  
July 12, 1999  
Page 2

The above identified materials are being mailed July 12, 1999 by Express Mail, Receipt  
No. EJ763356764US.

Should anything further be required, please advise the below signed attorney.

Your very truly,

A handwritten signature in black ink, appearing to read "Randall K. McCarthy". The signature is fluid and cursive, with a large, stylized initial "R".

Randall K. McCarthy  
Registration No. 39,297

RKM/llh  
Enclosures

EXPRESS MAIL RECEIPT NO.: EJ763356764U  
DEPOSITED ON JULY 12, 1999



PATENT  
DKT 22306

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: **Stephen R. Genheimer, Kenneth L. Pottebaum, Jon P. Baker and  
John D. Stricklin**

Serial No.: **09/114,956**

Group No.: **2754**

Filed: **July 13, 1998**

Examiner: **W. Klimowicz**

Date: **July 12, 1999**

For: **ACTUATOR ASSEMBLY MOUNTED DISC SNUBBER**

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**BOX AF**

**Assistant Commissioner for Patents  
Washington, D.C. 20231**

**JUL 16 1999**

**Group 2700**

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
(37 C.F.R. § 1.191)**

**Applicants hereby appeal to the Board from the decision of the Primary Examiner,  
mailed June 21, 1999, finally rejecting claims 18-24.**

The item(s) checked below are appropriate:

**1. STATUS OF APPLICANT**

This application is on behalf of

☒ other than a small entity.

☐ a small entity.

A verified statement

☐ is attached.

☐ was already filed on \_\_\_\_\_.

## 2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 CFR 1.17(e), the fee for filing the Notice of Appeal is:

☐ small entity \$150.00

☒ other than a small entity **\$300.00**

Notice of Appeal fee due **\$300.00**

## 3. EXTENSION OF TERM

*NOTE: The time period set forth in 37 CFR 1.191 are subject to the provision of § 1.136 for patent applications. 37 CFR 1.191(d). (But see 37 CFR 1.645 for extension of time in interference proceedings and 37 CFR 1.550(c) for extension of time in reexamination proceedings).*

*(complete (a) or (b), as applicable)*

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

(a) ☐ Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)(1)-(4) for the total number of months checked below:

Extension (months)	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<input type="checkbox"/> one month	\$110.00	\$55.00
<input type="checkbox"/> two months	\$380.00	\$190.00
<input type="checkbox"/> three months	\$870.00	\$435.00
<input type="checkbox"/> four months	\$1,360.00	\$680.00

Fee \$ \_\_\_\_\_

If an additional extension of time is required, please consider this a petition therefor.

*(check and complete the next item, if applicable)*

- ☐ An extension for \_\_\_\_ months has already been secured. The fee paid therefor of \_\_\_\_\_ s deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ \_\_\_\_\_

or

- (b) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

#### 4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$ 300.00

Extension fee (if any) \$ \_\_\_\_\_

Petition fee \$ \_\_\_\_\_

TOTAL FEE DUE \$ 300.00

#### 5. FEE PAYMENT

- ☒ Attached is a check in the sum of \$ 300.00 to cover the required Notice of Appeal fee.
- ☐ Charge Account No. \_\_\_\_\_ the sum of \_\_\_\_\_.  
A duplicate of this transmittal is attached.

## 6. FEE DEFICIENCY

*NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, 1065 O.G. 31-33.*

☒ If any additional extension and/or fee is required, charge Account No. **13-0110**

AND/OR

☒ If any additional fee for claims is required, charge Account No. **13-0110**.

Respectfully submitted,



SIGNATURE OF ATTORNEY

**Randall K. McCarthy**

Reg. No.: **39,297**

(type or print name of attorney)

**Crowe & Dunlevy**

**1800 Mid-America Tower**

**20 N. Broadway**

**Oklahoma City, Oklahoma 73102-8273**

Telephone No.: **(405) 235-7700**

Facsimile No.: **(405) 239-6651**

P.O. Address